

## *The Public Service Commission State of South Carolina*

Jocelyn G. Boyd  
Interim Chief Clerk/Administrator  
Phone: (803) 896-5133  
Fax: (803) 896-5246

223481  
COMMISSIONERS  
Elizabeth B. "Lib" Fleming, Fourth District  
*Chairman*  
John E. "Butch" Howard, First District  
*Vice Chairman*  
David A. Wright, Second District  
Randy Mitchell, Third District  
G. O'Neal Hamilton, Fifth District  
*vacant*, Sixth District  
Swain E. Whitfield, At-Large

Clerk's Office  
Phone: (803) 896-5100  
Fax: (803) 896-5199

April 14, 2010

Ms. Deirdre Brevard-Smith  
South Carolina Legislative Council  
P.O. Box 11489  
Columbia, South Carolina 29211

Dear Ms. Brevard-Smith:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

Thank you for your attention to this matter.

Sincerely,

Jocelyn G. Boyd  
Interim Chief Clerk/Administrator

Enclosure

# DOCUMENT TRANSMITTAL FORM

This form must be completed and submitted with each document filed with the Editor of the *State Register* in the Legislative Council

Agency Name Public Service Commission	1. Chapter Number 103	2. Date of Filing April 15, 2010
3. Regulation Number 103-181 & 103-220(d)	4. Subject of Regulation Workers' Compensation and Use of Leased Vehicles	
5. Statutory Authority S.C. Code Ann. Section 58-3-140		

## 6. Type of Filing

- ☐ NOTICE OF GENERAL PUBLIC INTEREST
- ☐ NOTICE OF DRAFTING
- ☐ PROPOSED REGULATION
- ☐ EMERGENCY REGULATION
- ☐ FINAL REGULATION FOR GENERAL ASSEMBLY REVIEW
- ☐ RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW
- ☒ RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW WITH NO SUBSTANTIVE CHANGES
- ☐ FINAL REGULATION EXEMPT FROM GENERAL ASSEMBLY REVIEW

5. For Additional Information, Contact Jocelyn G. Boyd	6. Telephone Number 896-5114	
7. Typed Name of Official Jocelyn G. Boyd	8. Signature of Official <i>Jocelyn G. Boyd</i>	9. Date April 15, 2010

SOUTH CAROLINA STATE REGISTER USE ONLY	
10. For publication in SR Volume ____ Issue ____ Document Number ____ Verification: ____	<b>FILED</b> OFFICIAL FILING STAMP APR 15 2010 S.C. LEGISLATIVE COUNCIL

Document No. 4063  
**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**  
**CHAPTER 103**

Statutory Authority: 1976 Code Section 58-3-140

103-181. Workers' Compensation Insurance.

103-220(d). Use of Leased Vehicles.

**Synopsis:** The Public Service Commission of South Carolina (Commission) proposes to amend two of its regulations. First, the Commission has promulgated a regulation that deletes Regulation 103-181. This regulation is unnecessary as Title 42 governs South Carolina workers' compensation laws. Next, the Commission has made proposed amendments to Regulation 103-220(d). The proposed changes to Regulation 103-220(d) clarify that the lessee of a leased vehicle has the exclusive possession, control, and use of leased vehicles and that the lessee is responsible for procuring insurance for the vehicle for the duration of the contract, lease, or other arrangement. Additionally, the proposed changes provide that the contract, lease, or other approved arrangement shall specify that the lessee has exclusive possession, control and use of the power unit and that the lessee must procure insurance for the leased vehicle for the duration of said agreement. The Notice of Drafting was published in the State Register on December 26, 2008.

**Instructions:** Print the regulations in accordance with directions given to reflect deleted regulation and new amended regulation.

103-181. Delete this regulation.

103-220(d). Print the section of the regulation as outlined below.

**Text:**

~~Indicates Matter Stricken~~

Indicates New Matter

**Text:**

103-181. ~~Workers' Compensation Insurance. Holders of Class E and Class F Certificates shall obtain Workers' Compensation Insurance in a manner uniform with the laws of this State.~~

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**Fiscal Impact Statement:** There will be no increased costs to the State or its political subdivisions.

**Statement of Rationale:** The purpose of deleting Regulation 103-181 is Title 42 governs workers' compensation laws in South Carolina. Also, the purpose of the proposed amendments to Regulation 103-220(d) is to clarify the responsibilities of lessees in the use of leased vehicles. There was no scientific or technical basis relied upon in the development of these regulations.



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April 14, 2010

The Honorable William E. "Bill" Sandifer, III  
Chairman, Labor, Commerce and Industry Committee  
407 Blatt Bldg.  
Columbia, 29201

Dear Representative Sandifer:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

Thank you for your attention to this matter.

Sincerely,

Jocelyn G. Boyd  
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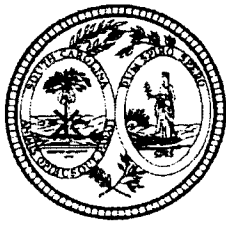
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**Fiscal Impact Statement:** There will be no increased costs to the State or its political subdivisions.

**Statement of Rationale:** The purpose of deleting Regulation 103-181 is Title 42 governs workers' compensation laws in South Carolina. Also, the purpose of the proposed amendments to Regulation 103-220(d) is to clarify the responsibilities of lessees in the use of leased vehicles. There was no scientific or technical basis relied upon in the development of these regulations.



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April 14, 2010

The Honorable Andre Bauer  
President of the Senate  
State House, 1<sup>st</sup> Floor  
East Wing  
P.O. Box 142  
Columbia, South Carolina 29202

Dear Lieutenant Governor Bauer:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

Thank you for your attention to this matter.

Sincerely,

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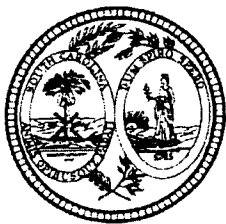
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April 14, 2010

The Honorable Glenn F. McConnell  
Chairman, Senate Judiciary Committee  
101 Gressette Building  
Columbia, 29201

Dear Senator McConnell:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

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Speaker of the House of Representatives  
506 Blatt Building  
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